

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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	:	
UNITED STATES OF AMERICA	:	
	:	Docket No.: 15-CR-536 (PGG)
-v-	:	
	:	NOTICE OF MOTION
KALEIL ISAZA TUZMN, OMAR AMANAT,	:	
and IRFAN AMANAT,	:	
	:	
Defendants.	:	
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PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum of Law, as well as the Declaration of Eric M. Creizman and the exhibits annexed thereto, Omar Amanat respectfully moves this Court before the Honorable Paul G. Gardephe, United States District Judge, 40 Foley Square, New York, New York 10007, for an order: (1) severing the trials of Counts One through Three from Counts Five and Six of Superseding Indictment S-8 under Fed. R. Crim. P. 8(b) and 14; (2) severing the trials of Omar Amanat and Kaleil Isaza Tuzman under Fed. R. Crim. P. 14; (3) dismissing Count Four of the Indictment for duplicity, or, in the alternative, directing the government to elect which of the two conspiracies charged in that Count it will seek to prove at trial; (4) striking prejudicial surplusage under Fed. R. Crim. P. 7(d); (5) directing the government to provide notice of other act evidence under Rule 404(b) 60 days no later than 60 days before trial; (6) directing the government to provide a preliminary exhibit list and a preliminary witness list no later than 60 days before trial; and (7) directing the government to promptly disclose and identify all *Brady* and non-§3500 *Giglio* material, and no later than 60 days before trial.

Dated: New York, New York
March 31, 2017

Respectfully submitted,

/s/ Eric M. Creizman
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